



Entered on Docket
April 29, 2010

A handwritten signature in black ink that reads "Bruce A. Markell".

Hon. Bruce A. Markell
United States Bankruptcy Judge

7 **WILDE & ASSOCIATES**

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20 U.S. Bank National Association, as trustee, relating to J.P. Morgan Mortgage Acquisition Corp. 2005-FRE1 Asset Backed Pass-Through Certificates. Series 2005-FRE1
21 10-71092

22 **UNITED STATES BANKRUPTCY COURT**

23 **DISTRICT OF NEVADA**

24 In Re:

Bk Case No.: 09-25455-bam

25 Ben W. Huffman

Date: 4/20/2010

26 Time: 1:30 pm

Debtor Chapter 13

ORDER VACATING AUTOMATIC STAY

1 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic Stay in the
2 above-entitled bankruptcy proceedings is immediately vacated and extinguished for all purposes as to
3 Secured Creditor U.S. Bank National Association, as trustee, relating to J.P. Morgan Mortgage
4 Acquisition Corp. 2005-FRE1 Asset Backed Pass-Through Certificates. Series 2005-FRE1, its
5 assignees and/or successors in interest, of the subject property, generally described as 3632 Hammock
6 St., Las Vegas, NV 89147.
7

8 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Secured Creditor hereby
9 withdraws its secured Proof of Claim filed in this matter. The Secured Creditor shall notify the Trustee of
10 the completion of the foreclosure sale. If applicable, Secured Creditor may thereafter amend its secured
11 Proof of Claim to an unsecured Proof of Claim no later than forty-five (45) days after the foreclosure sale.
12

13 Submitted by:

14 **WILDE & ASSOCIATES**

15 By: _____ #10745
16 Gregory L. Wilde, Esq.
Attorney for Secured Creditor

17 **APPROVED / DISAPPROVED**

18 By: _____
19 James Scott Dilbeck
Attorney for Debtor(s)

20 **APPROVED / DISAPPROVED**

21 By: _____
22 Kathleen A Leavitt
Chapter 13 Trustee
23

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1 In accordance with Local Rule 9021, the undersigned counsel certifies as follows (check one):

2 _____ The court waived the requirements of LR 9021.

3 _____ No parties appeared or filed written objections, and there is no trustee appointed in the case.

4 _____ No parties appeared or filed written objections, and the trustee is the movant.

5 x This is a chapter 7 or 13 case, and either with the motion, or at the hearing, I have delivered a
copy of this proposed order to all counsel who appeared at the hearing, and any trustee
appointed in this case, any unrepresented parties who appeared at the hearing, and each has
approved or disapproved the order, or failed to respond, as indicated below:

6 Debtor's counsel:

7 _____ approved the form of this order _____ disapproved the form of this order

8 _____ waived the right to review the order and/or x failed to respond to the document

9 _____ appeared at the hearing, waived the right to review the order

10 _____ matter unopposed, did not appear at the hearing, waived the right to review the order

11 Trustee:

10 _____ approved the form of this order _____ disapproved the form of this order

11 _____ waived the right to review the order and/or x failed to respond to the document

12 _____ This is a chapter 9, 11, or 15 case, and I have delivered a copy of this proposed order to all
13 counsel who appeared at the hearing, and any trustee appointed in this case any unrepresented
14 parties who appeared at the hearing, and each has approved or disapproved the order, or failed to
respond, as indicated below.

15 Debtor's counsel:

16 _____ approved the form of this order _____ disapproved the form of this order

17 _____ waived the right to review the order and/or _____ failed to respond to the document

18 _____ appeared at the hearing, waived the right to review the order

19 _____ matter unopposed, did not appear at the hearing, waived the right to review the order

20 Trustee:

21 _____ approved the form of this order _____ disapproved the form of this order

22 _____ waived the right to review the order and/or _____ failed to respond to the document

23 _____ I certify that I have served a copy of this order with the motion, and no parties appeared or filed
written objection.

24 Submitted by:

25 /s/ Gregory L. Wilde, Esq.

26 Gregory L. Wilde, Esq.
Attorney for Secured Creditor